

UNITED STATES DISTRICT COURT  
DISTRICT OF PUERTO RICO

FRANCISCO M. LOPEZ-ROMO,

Plaintiff,

Civil No. 05-1835 (JAF)

V.

NICOLAS NOGUERAS-CARTAGENA,  
et al.,

Defendants.

**ORDER**

The motion to dismiss for lack of jurisdiction, Docket Document No. 4, is **GRANTED**.

In the first place, there is no federal question jurisdiction in this case under any of the theories advanced by Plaintiff. In the second place, diversity jurisdiction is lacking. 28 U.S.C. § 1332 requires complete diversity. Here, Plaintiff López-Romo and Codefendant Abigail Mojica-Escobar are domiciled and reside in the State of Florida and, therefore, complete diversity is lacking. Strawbridge v. Curtiss, 3 Cranch 267, 7 U.S. 268 (1806).

The complaint shall be dismissed for lack of federal jurisdiction.

IT IS SO ORDERED.

San Juan, Puerto Rico, this 9th day of November, 2005.

S/José Antonio Fusté  
JOSE ANTONIO FUSTE  
Chief U. S. District Judge